

HOUSE BILL No. 1220

DIGEST OF INTRODUCED BILL

Citations Affected: IC 2-5-45.1.

Synopsis: 21st century energy policy development task force. Reestablishes the 21st century energy policy development task force (task force), following its expiration on December 2, 2020. Provides that the task force consists of 15 members as follows: (1) Six members of the house of representatives, with four of those members appointed by the speaker, and two appointed by the minority leader. (2) Six members of the senate, with four of those members appointed by the president pro tempore, and two appointed by the minority leader. (3) Three members appointed by the governor, each of whom must have specified experience with respect to energy. Provides that: (1) one of the members appointed by the speaker; and (2) one of the members appointed by the president pro tempore; shall serve as co-chairs of the task force. Provides that an individual appointed to serve on the task force at any time before December 2, 2020, under the expired statute governing the task force may be appointed to serve on the task force after December 1, 2020, under these new provisions, at the discretion of the appointing authority. Provides that: (1) all meetings of the task force shall be open to the public in accordance with the state's open door law; and (2) all records of the task force are subject to the requirements of the state's public records law. Sets forth specific issues that the task force must study not later than November 1, 2022. Requires the task force to: (1) develop recommendations for the general assembly and the governor concerning these issues; (2) issue a report setting forth the recommendations developed; and (3) not later than November 1, 2022, submit the report to the executive director of the legislative services agency, the governor, the chair of the utility regulatory commission, and the utility consumer counselor. Provides that these provisions expire July 2, 2023.

Effective: Upon passage.

Soliday, Manning

January 14, 2021, read first time and referred to Committee on Utilities, Energy and Telecommunications.



First Regular Session of the 122nd General Assembly (2021)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2020 Regular Session of the General Assembly.

HOUSE BILL No. 1220

A BILL FOR AN ACT to amend the Indiana Code concerning utilities.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 2-5-45.1 IS ADDED TO THE INDIANA CODE
- 2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 3 UPON PASSAGE]:
- 4 **Chapter 45.1. 21st Century Energy Policy Development Task**
- 5 **Force**
- 6 **Sec. 1. As used in this chapter, "task force" refers to the 21st**
- 7 **century energy policy development task force established by**
- 8 **section 2 of this chapter.**
- 9 **Sec. 2. The 21st century energy policy development task force is**
- 10 **established.**
- 11 **Sec. 3. (a) The task force consists of the following fifteen (15)**
- 12 **members:**
- 13 **(1) Six (6) members of the senate, appointed as follows:**
- 14 **(A) Four (4) members appointed by the president pro**
- 15 **tempore, one (1) of whom shall serve as co-chair of the task**
- 16 **force.**
- 17 **(B) Two (2) members appointed by the minority leader.**



- 1 **(2) Six (6) members of the house of representatives, appointed**
 2 **as follows:**
 3 **(A) Four (4) members appointed by the speaker, one (1) of**
 4 **whom shall serve as co-chair of the task force.**
 5 **(B) Two (2) members appointed by the minority leader.**
 6 **(3) One (1) member who:**
 7 **(A) is a resident of Indiana; and**
 8 **(B) has broad experience in electric utility policy;**
 9 **appointed by the governor.**
 10 **(4) One (1) member who:**
 11 **(A) is a resident of Indiana; and**
 12 **(B) has expertise with respect to the generation,**
 13 **transmission, and distribution of electricity;**
 14 **appointed by the governor.**
 15 **(5) One (1) member who:**
 16 **(A) is a resident of Indiana; and**
 17 **(B) has expertise in renewable energy technology and**
 18 **deployment;**
 19 **appointed by the governor.**
 20 **(b) Initial appointments to the task force under this section shall**
 21 **be made by the appropriate appointing authority not later than**
 22 **July 1, 2021.**
 23 **(c) An individual appointed to serve on the 21st century energy**
 24 **policy development task force at any time before December 2,**
 25 **2020, under IC 2-5-45-3 (before its expiration) may be appointed**
 26 **to serve on the task force after December 1, 2020, under subsection**
 27 **(a) at the discretion of the appointing authority.**
 28 **Sec. 4. (a) Eight (8) members of the task force constitute a**
 29 **quorum.**
 30 **(b) The affirmative vote of at least a majority of the members at**
 31 **a meeting at which a quorum is present is necessary for the task**
 32 **force to take official action other than to meet and take testimony.**
 33 **(c) The task force shall meet at the call of the co-chairs.**
 34 **Sec. 5. All meetings of the task force shall be open to the public**
 35 **in accordance with and subject to IC 5-14-1.5. All records of the**
 36 **task force are subject to the requirements of IC 5-14-3.**
 37 **Sec. 6. (a) Not later than November 1, 2022, the task force shall**
 38 **study the following issues:**
 39 **(1) The management of stranded utility assets, including the**
 40 **use of securitization to recover stranded costs associated with**
 41 **legacy generation units.**
 42 **(2) Methods to assure fairness to all customer classes in retail**



- 1 electric rate structures, including alternative rate designs,
 2 such as time-of-use pricing, real-time pricing, and critical
 3 peak pricing.
 4 (3) Appropriate regulation of the deployment of distributed
 5 energy resources, consistent with Federal Energy Regulatory
 6 Commission Order No. 2222 (172 FERC 61,247 (2020)).
 7 (4) The impact on communities of utility plant or fuel source
 8 site closures.
 9 (5) The status of energy efficiency efforts in Indiana, and the
 10 potential development of a statewide energy efficiency plan.
 11 (6) The experience of localities that have established "green
 12 zones", or energy investment districts, to provide
 13 communities with financial and technical assistance to develop
 14 local renewable energy resources.
 15 (7) Methods for the state to encourage electricity storage
 16 technology research.
 17 (8) The impact of large scale electric vehicle deployment on
 18 electric grid capacity and reliability.
 19 (9) Electric vehicle charging station ownership and
 20 responsibility.
 21 (10) Demand response and pricing systems that incentivize
 22 temporal shifting of electric load.
 23 (b) The task force may, at the discretion of the co-chairs,
 24 examine any of the issues set forth in IC 2-5-45-6 (before its
 25 expiration), to the extent necessary to:
 26 (1) study the issues set forth in subsection (a); or
 27 (2) develop the recommendations and issue the report
 28 required by section 7 of this chapter.
 29 **Sec. 7. The task force shall:**
 30 (1) develop recommendations for the general assembly and
 31 the governor concerning the issues set forth in section 6(a) of
 32 this chapter;
 33 (2) issue a report setting forth the recommendations
 34 developed under subdivision (1); and
 35 (3) not later than November 1, 2022, submit the report to the
 36 following:
 37 (A) The executive director of the legislative services agency
 38 for distribution to the members of the general assembly.
 39 The report submitted to the executive director of the
 40 legislative services agency under this clause must be in an
 41 electronic format under IC 5-14-6.
 42 (B) The governor.



1 **(C) The chair of the Indiana utility regulatory commission.**
2 **(D) The utility consumer counselor.**
3 **Sec. 8. The legislative services agency shall provide staff support**
4 **to the task force.**
5 **Sec. 9. This chapter expires July 2, 2023.**
6 **SECTION 2. An emergency is declared for this act.**

